

AMENDED NO. 72980
APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office JUL 01 2005
Returned to applicant for correction OCT 10 2005
Corrected application filed FEB 06 2006
Map filed FEB 06 2006 under 72979

The applicant **Rightway Investments Smith Valley, LLC** hereby make application for permission to change the **Point of Diversion** of water heretofore appropriated under **Permit 68775**

1. The source of water is **Underground**
2. The amount of water to be changed **0.6115 cfs – 320.4 AFA**
3. The water to be used for **Irrigation and Domestic Uses**
4. The water heretofore permitted for **Irrigation and Domestic Uses**
5. The water is to be diverted at the following point **SW¼ SE¼ of Section 26, T13N, R23E, MDM. or at a point from which the SW corner of said Section 26 bears S 71 degrees 29 minutes W, a distance of 3,186 feet**
6. The existing permitted point of diversion is located within **NE¼ NW¼ of Section 26, T13N, R23E, MDM., or at a point from which the NW corner of said Section 26 bears N 85° 39' 29" W, a distance of 1,363.23 feet**
7. Proposed place of use **Same as existing Place of Use.**
8. Existing place of use **portions of the following: NW¼ and N1/2 SW¼ Section 3, and the NE¼ SE¼ Section 4, T 12N, R 23E, MDM.; NE¼ and E1/2 NW¼, NE¼ SW¼ and the NW¼ SE¼ and the S1/2 SW¼ Section 34, T13N, R23E, MDM.; N1/2 N1/2 and the SW¼ NW¼ Section 35, T13N, R23E, MDM.; All of Section 26, T13N, R23E, MDM.; SE¼ SW¼, S1/2 NE¼ and the SE¼ Section 27, T13N, R23E, MDM.**
9. Use will be from **January 1ST to December 31ST** of each year.
10. Use was permitted from **January 1ST to December 31ST** of each year.
11. Description of proposed works **Drilled well, pump, motor and distribution system**
12. Estimated cost of works **\$100,000**
13. Estimated time required to construct works **2 years**
14. Estimated time required to complete the application of water to beneficial use **5 years**

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15. Remarks:

By *s/* **Michael D. Buschelman**
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Compared **ag/mt**_____

Protested_____
